

DECLARATORY
~~Improvement~~ Res. No. 1235-1969

For the Vacation of Monning Street from
the west property line of Berghoff Street
to its western terminus at the Junk
Spillway.

Resolution Adopted: May 12, 1969

Confirmed: May 12, 1969

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed:

JUN 26 1969

DECLARATORY RESOLUTION NO. 1235-1969

For the Vacation of Monning Street from the west property line of Berghoff Street to its western terminus at the Junk Spillway.

PLANS ORDERED:

ADOPTED: May 12, 1969

ADVERTISE NOTICE TO PROPERTY OWNERS: WAIVED

HEARING ON CONFIRMATION:

CONFIRMED: May 12, 1969

ASSESSMENT ROLL ORDERED: May 12, 1969

ASSESSMENT ROLL APPROVED: June 3, 1969

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL: Thurs., June 26, 1969 3:30 p. m.

NOTICE SERVED: June 13, 1969

ASSESSMENT ROLL CONFIRMED: June 26, 1969

For the Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ of Monning Street from the west property line of Berghoff Street to its western terminus at the Junk Spillway.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Monning Street from the west property line of Berghoff Street to its western terminus at the Junk Spillway.

All as shown by a plan of such proposed Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation ~~Opening~~ ~~Condemnation of right of way for utility purposes~~ is described as follows: Lots 166 to 181 inclusive, all in Commercial Addition; also space lying east of Junk Spillway, north of Monning Street and west of Vacated Wright Street. Said addition and space are inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described _____ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

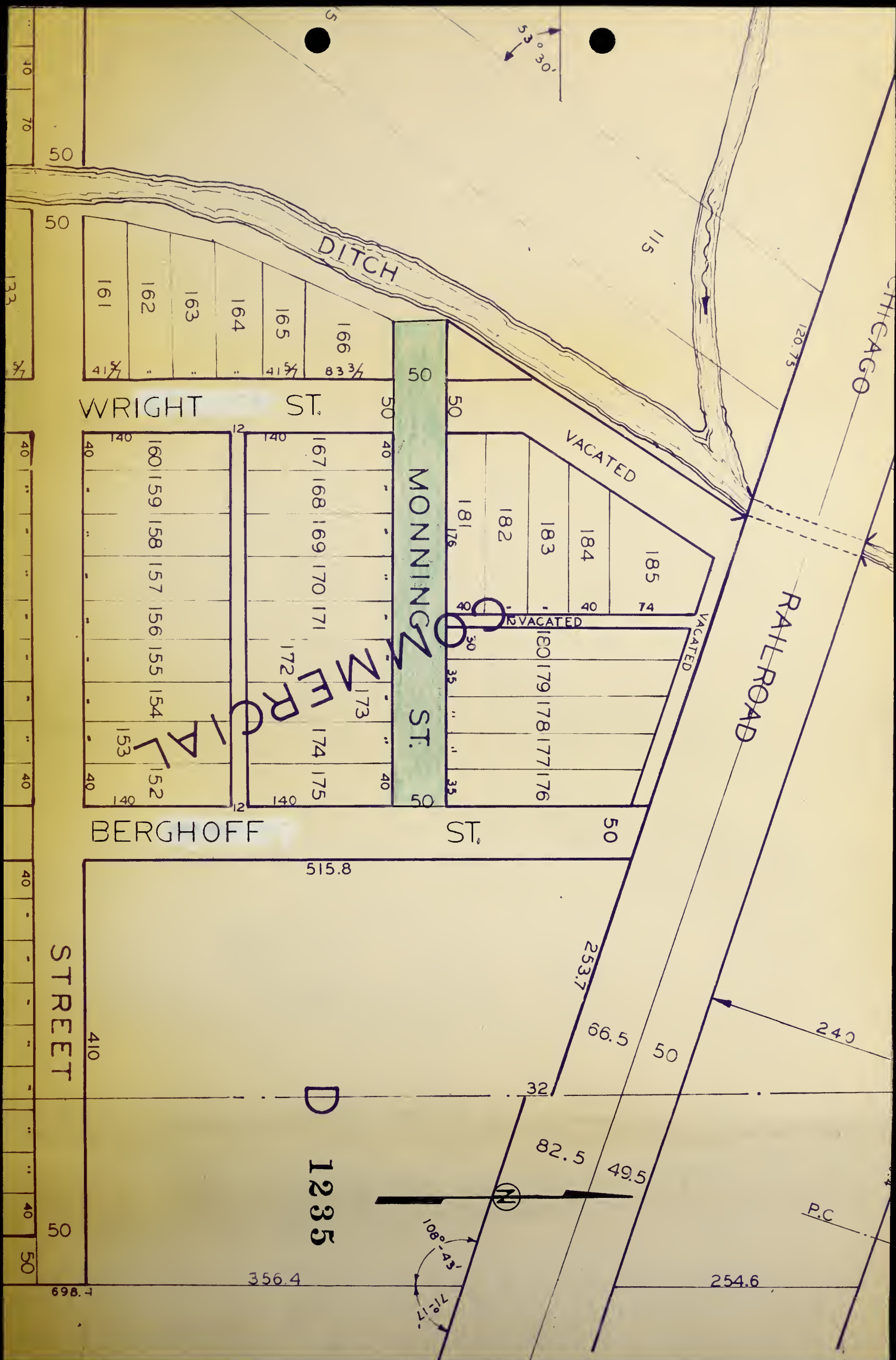
All Streets, lots and lands affected by the above described vacation are situated in the northeast quarter of Section Nine, Township 30 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS 12 DAY OF May 1969.

Attest:

Secretary Board of Public Works.

Paul A. Quaw
Robert W. Dehman
Board of Public Works.



OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

53-163-9

B.O. 56-69

Date May 12, 1969

To City Engineer

Subject Dec. 1235-1969 Monning St.

Prepare Assessment Roll of Benefits \$1.00 and Damages \$1.00.

Fred S. Ehrman
Robert W. Dahman
George F. Gable
BOARD OF PUBLIC WORKS

ic
encl. Res. & P. O. List

NOTED

☐ F.S.E.
☒ R.W.D.
☐ G.F.G.

Signed

Date

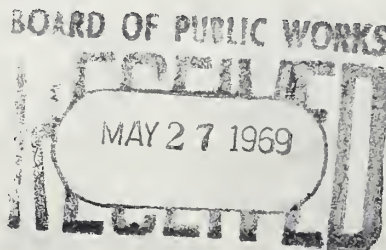
Reply:

May 26, 1969

Assessment roll of Benefits and Damages completed and attached.

Donald E. Bodeker
Donald E. Bodeker
Office Manager

DEB:lc
attachs.



Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

WAIVER

The undersigned City of Fort Wayne, Department of Redevelopment, which except for the property owned by Joslyn Mfg. and Supply Co., is the owner of all of the property which may be injuriously or beneficially affected by the proposed vacation of a street described as follows, to wit:

Monning Street from the west property line of Berghoff Street to its western terminus at the Junk Spillway.

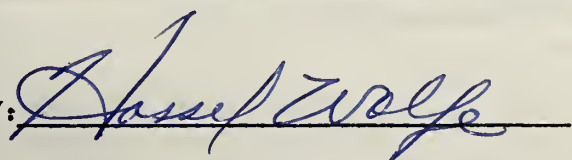
which proposed vacation is set out in Declaratory Resolution No. 1235 - 1969 of the Board of Public Works of the City of Fort Wayne, Indiana, does hereby waive any and all rights it may have to receive notice of such resolution either by publication or otherwise, and does waive its right to a hearing on said resolution and its right to file or present in any any remonstrance against the action taken by said Board under said resolution; and it does agree that said Board may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding said resolution, and that such action so taken shall be final and conclusive upon said Department of Redevelopment.

Dated this 17th day of April, 1969.

CITY OF FORT WAYNE

DEPARTMENT OF REDEVELOPMENT

BY:



Hassel Wolfe, Executive Director

1235

WAIVER

The undersigned Corporation, which, except for the property owned by the City of Fort Wayne, Department of Redevelopment, is the owner of all of the property which may be injuriously or beneficially affected by the proposed vacation of a street described as follows, to wit:

Monning Street from the west property line of Berghoff Street to its western terminus at the Junk Spillway.

which proposed vacation is set out in Declaratory Resolution No. 1235 - 1969 of the Board of Public Works of the City of Fort Wayne, Indiana, does hereby waive any and all rights it may have to receive notice of such resolution either by publication or otherwise, and does waive its right to a hearing on said resolution and its right to file or present in any way any remonstrance against the action taken by said Board under said resolution; and it does agree that said Board may take such final action as it may deem appropriate on said resolution, either confirming, modifying or rescinding said resolution, and that such action so taken shall be final and conclusive upon said Corporation.

Dated this 17th day of April, 1969.

JOSLYN MFG. AND SUPPLY CO.

BY: R. J. Rae

ITS: Works Mgr.

1235

DECLARATORY

~~Improvement~~ Resolution No. 1235-1969 For THE VACATION OF MONNING STREET FROM THE WEST PROPERTYLINE OF BEDGHOFF STREET TO ITS WESTERN TERMINUS AT THE JUNK SPILLWAY.

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O. L.	
1	JOSLYN MFG. & SUPPLY CO.	1701 MCKINLEY AVE.				SPACE: E. OF JUNK SPILLWAY N. OF
2	" " " " "	" " " "				MONNING ST. E. 1/2 OF N.E. 1/4 SEC. 9-30-12
3	" " " " "	" " " "	181	VAC. ST. HOI. ON W.		COMMERCIAL ADD.
4	" " " " "	" " " "	180	VAC. ALLEY		" " "
5	" " " " "	" " " "	179			" " "
6	" " " " "	" " " "	178			" " "
7	" " " " "	" " " "	177			" " "
8	" " " " "	" " " "	176			" " "
9	CITY OF FORT WAYNE	9% REDEVELOPMENT COMM. 425 SO. CALHOUN ST.	175			" " "
10	JOSLYN MFG. & SUPPLY CO.	1701 MCKINLEY AVE.	174			" " "
11	" " " " "	" " " "	173			" " "
12	" " " " "	" " " "	172			" " "
13	" " " " "	" " " "	171			" " "
14	" " " " "	" " " "	170			" " "
15	" " " " "	" " " "	169			" " "
16	CITY OF FORT WAYNE	9% REDEVELOPMENT COMM. 425 SO. CALHOUN ST.	168			" " "
17	JOSLYN MFG. & SUPPLY CO.	1701 MCKINLEY AVE.	167			" " "
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1235